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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Applicant:</b> GEORG BALJER et al.	<b>Examiner:</b>
<b>Serial No.:</b> 10/009,059	<b>Group Art Unit:</b>
<b>Filed:</b> December 3, 2001	<b>Docket No.</b> 20740-242738
<b>For:</b> RECOMBINANT FUSION PROTEIN, (VACCINE) COMPOSITION CONTAINING THE SAME AND METHOD FOR THE PRODUCTION THEREOF	

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Commissioner for Patents  
Washington, D.C. 20231

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Kimberly L. Bzdek

**RESPONSE TO NOTICE TO FILE MISSING  
REQUIREMENT UNDER 35 U.S.C. 371**

Dear Sir:

The attached notification dated February 19, 2002, was received on March 1, 2002. The notification indicates that the following items were needed to complete the requirements for acceptance under 35 U.S.C. 371:

1. English translation of the application;
2. an oath or declaration of the inventors; and
3. \$130.00 surcharge.

In a second submission dated February 28, 2002, Applicants submitted, along with other materials, the English translation of the application and the declaration. A copy of the transmittal letter for the second submission and the related return postcard is attached.

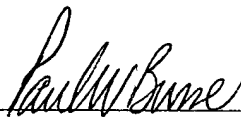
Applicants now submit a credit card authorization form to pay the \$130.00 surcharge. The payment of the surcharge completes the requirements for acceptance under 35 U.S.C. 371.

If the amounts submitted herewith are incorrect for the entry of these papers, the Commissioner is authorized to credit any overpayment or charge any deficit to our Deposit Account No. 06-0029 and notify us of the same.

Respectfully Submitted,

GEORG BALJER et al.

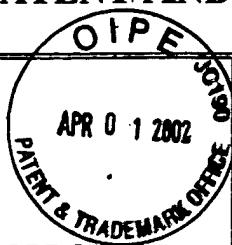
By:

  
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Dated: March 22, 2002

M2:20451462.01

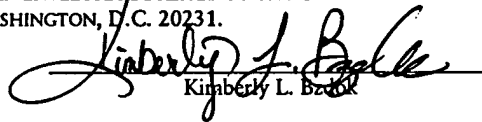
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THEREOF**Examiner:****Group Art Unit:****Docket No.** 20740-242738

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I CERTIFY THAT, ON FEBRUARY 28, 2002, THIS PAPER IS BEING  
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Kimberly L. Brink

TRANSMITTAL LETTER

Enclosed for filing are the following papers in connection with the above-identified patent application:

1. Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. 371;
2. Declaration and Power of Attorney;
3. English Translation of the International Application;
4. PCT International Preliminary Examination Report;
5. Postcard.

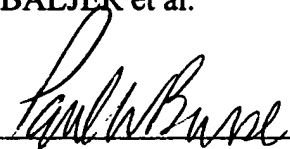
A self-addressed return postcard in accordance with M.P.E.P. Section 503 itemizing all of the above-referenced documents filed with the United States Patent and Trademark Office.

In the event the amount submitted herewith is insufficient in any respect, the Commissioner is hereby authorized to charge the balance needed to our Deposit Account No. and is requested to notify us of the same.

Respectfully Submitted,

GEORG BALJER et al.

By:

  
Paul W. Busse, #32,403  
Special Counsel  
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90 South Seventh Street  
Minneapolis, MN 55402-3901  
612/766-7046

Dated: February 28, 2002

M2:20446234.01



THIS WILL ACKNOWLEDGE RECEIPT OF THE FOLLOWING IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE. ENCLOSURES:

1. Transmittal Letter to the United States Designated/Elected Office Concerning a Filing  
Under 35 U.S.C. 371;
2. Declaration and Power of Attorney;
3. Eng. Trans. of the Intl. App.
4. PCT International Preliminary Examination Report

Applicant: GEORG BALJER et al.

Serial No.: 10/009059

Filed: December 3, 2001

For: RECOMBINANT ~~PROTEIN~~ PROTEIN, (VACCINE) COMPOSITION  
CONTAINING ~~THE SAME~~ AND METHOD FOR THE PRODUCTION  
THEREOF

Docket No.: 20740-242738

PWB/klb

Date mailed: February 28, 2002

Via Express Mail No.EL210854772US

JC10 Rec'd PCT/PTL 28 FEB 2002